

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chairman Ron Stoker, on March 9, 2009 at 9:00
A.M., in Room 137 Capitol

ROLL CALL

Members Present:

Rep. Deborah Kottel, Vice Chairman (D)
Rep. Ken Peterson, Vice Chairman (R)
Rep. Arlene Becker (D)
Rep. Gerald Bennett (R)
Rep. Anders Blewett (D)
Rep. Robyn Driscoll (D)
Rep. Bob Ebinger (D)
Rep. David Howard (R)
Rep. Krayton Kerns (R)
Rep. Edith (Edie) McClafferty (D)
Rep. Mike Menahan (D)
Rep. Michael More (R)
Rep. Keith Regier (R)
Rep. Bob Wagner (R)
Rep. Wendy Warburton (R)

Members Excused: Rep. Ron Stoker, Chairman (R)

Members Absent: Rep. Margaret MacDonald (D),
Rep. Diane Sands (D)

Staff Present: Jennifer Eck, Committee Secretary
David Niss, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 250, 3/3/2009; SB 209, 3/3/2009;
SB 323, 3/5/09; SB 333, 3/5/09;
SB 340, 3/5/09

Executive Action: None

HEARING ON SB 333

Opening Statement by Sponsor:

00:00:56 Sen. Joe Balyeat (R), SD 34, opened the hearing on SB 333, Require election of supreme court justices from districts.

EXHIBIT(juh52a01)

00:11:44 Vice Chairman Peterson

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:12:05 Rep. Regier
00:12:12 Sen. Balyeat
00:12:29 Rep. Regier
00:13:51 Rep. Driscoll
00:14:09 Sen. Balyeat
00:15:32 Rep. Driscoll
00:16:04 Sen. Balyeat
00:16:18 Rep. MacDonald joined the meeting.
00:17:25 Vice Chairman Peterson
00:17:59 Sen. Balyeat
00:19:40 Vice Chairman Peterson
00:20:24 Rep. Driscoll
00:20:34 Sen. Balyeat
00:21:23 Rep. Ebinger
00:21:39 Sen. Balyeat
00:23:05 Rep. Warburton
00:23:32 Sen. Balyeat
00:24:37 Vice Chairman Peterson

Closing by Sponsor:

00:24:38 Sen. Balyeat

00:25:48 Vice Chairman Peterson
00:26:21 Rep. Becker
00:26:41 Vice Chairman Peterson

HEARING ON SB 323

Opening Statement by Sponsor:

00:26:53 Sen. Ron Erickson (D), SD 47, opened the hearing on SB 323, Provide default lease extension period for residential leases.

Proponents' Testimony:

00:29:31 Lucas Hamilton, Associated Students of the University of Montana

EXHIBIT(juh52a02)

00:32:04 Sheena Rice, Montana Public Interest Research Group

00:34:47 Maureen Weiland, Associated Students of Montana State University

00:35:19 Carl Peil, Volunteer Advocate for AARP Montana

EXHIBIT(juh52a03)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:36:23 Rep. Wagner

00:36:55 Mr. Hamilton

00:37:50 Rep. Wagner

00:38:08 Mr. Hamilton

00:38:31 Rep. Wagner

00:39:00 Mr. Hamilton

00:39:23 Ms. Rice

00:39:58 Rep. Wagner

00:40:02 Rep. Becker

00:40:11 Sen. Erickson

00:40:12 Rep. Becker

00:40:25 Sen. Erickson

00:41:12 Vice Chairman Peterson

00:41:50 Sen. Erickson

00:42:31 Vice Chairman Peterson

00:42:50 Sen. Erickson

00:42:55 Rep. Wagner

00:44:05 Sen. Erickson

00:45:48 Vice Chairman Peterson

Closing by Sponsor:

00:45:55 Sen. Erickson

00:46:20 Vice Chairman Peterson

HEARING ON SB 250

Opening Statement by Sponsor:

00:46:37 Sen. David Wanzenried (D), SD 49, opened the hearing on SB 250, Strengthen protection against counterfeit marks or logos.

00:47:04 Vice Chairman Peterson

00:47:18 Sen. Wanzenried

Proponents' Testimony:

00:50:45 Kevin Bokovoy, Retail Manager, Universal Athletic

00:53:41 John Bennion, Montana Chamber of Commerce

EXHIBIT(juh52a04)

00:54:20 Rep. Menahan exited the meeting.

00:54:38 Mr. Bennion

00:54:51 Vice Chairman Peterson

00:54:55 David Aronofsky, General Counsel, University of Montana

00:57:16 Pat Keim, Altria Client Services

00:58:29 Vice Chairman Peterson

00:58:40 Ivy English, Montana State University

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:59:11 Rep. Driscoll

00:59:20 Mr. Bokovoy

00:59:22 Rep. Driscoll

00:59:36 Mr. Bokovoy

01:00:37 Vice Chairman Peterson

01:00:43 Rep. Becker

01:01:10 Vice Chairman Peterson

01:01:13 Mr. Bokovoy

01:01:53 Vice Chairman Peterson

01:01:54 Rep. More

01:02:18 Mr. Bokovoy

01:03:17 Rep. More

01:03:19 Rep. Blewett

01:03:27 Mr. Aronofsky

01:03:34 Rep. Blewett

01:03:53 Mr. Aronofsky

01:04:29 Rep. Warburton

01:04:37 Sen. Wanzenried
01:04:38 Rep. Warburton
01:05:51 Sen. Wanzenried
01:07:11 Vice Chairman Peterson
01:07:46 Sen. Wanzenried
01:07:55 Vice Chairman Peterson
01:07:58 Mr. Bokovoy
01:09:26 Vice Chairman Peterson
01:09:35 Mr. Bokovoy
01:09:50 Vice Chairman Peterson
01:10:15 Mr. Bokovoy
01:10:30 Vice Chairman Peterson
01:10:40 Rep. Kottel
01:10:44 Mr. Aronofsky
01:13:18 Vice Chairman Peterson
01:13:43 Mr. Aronofsky
01:14:37 Vice Chairman Peterson

Closing by Sponsor:

01:14:46 Sen. Wanzenried

01:15:38 Vice Chairman Peterson

01:15:48 Recess
01:30:54 Reconvene

01:31:04 Vice Chairman Peterson
01:31:48 Rep. Becker
01:32:27 Chairman Stoker
01:32:55 Sen. Laslovich
01:33:03 Chairman Stoker

HEARING ON SB 209

Opening Statement by Sponsor:

01:33:07 Sen. Jesse Laslovich (D), SD 43, opened the hearing on
SB 209, Uniform foreign country money judgments act.

01:41:19 Chairman Stoker

Proponents' Testimony:

01:41:26 Karen Powell, Montana's Uniform Law Commission

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:44:50 Rep. Wagner
01:44:58 Chairman Stoker
01:44:58 Sen. Laslovich
01:45:00 Rep. Wagner
01:46:26 Chairman Stoker
01:46:42 Sen. Laslovich
01:47:28 Chairman Stoker
01:47:35 Sen. Laslovich
01:47:41 Rep. Peterson
01:48:11 Sen. Laslovich
01:48:36 Rep. Peterson
01:48:37 Chairman Stoker
01:48:40 Rep. Becker
01:48:45 Sen. Laslovich
01:48:46 Rep. Becker
01:49:11 Chairman Stoker
01:49:19 Sen. Laslovich
01:49:49 Chairman Stoker
01:49:59 Sen. Laslovich
01:50:12 Chairman Stoker
01:50:18 Sen. Laslovich
01:50:24 Chairman Stoker
01:50:51 Ms. Powell
01:51:37 Chairman Stoker
01:51:54 Ms. Powell
01:52:40 Rep. Blewett
01:52:47 Sen. Laslovich
01:52:48 Rep. Blewett
01:53:17 Sen. Laslovich
01:53:53 Rep. Blewett
01:54:07 Sen. Laslovich
01:54:16 Chairman Stoker
01:54:28 Rep. Warburton
01:55:01 Sen. Laslovich
01:56:17 Chairman Stoker

Closing by Sponsor:

01:56:24 Sen. Laslovich

01:57:06 Chairman Stoker
01:57:58 Sen. Laslovich
01:58:10 Chairman Stoker
01:58:26 Sen. Laslovich
01:58:34 Chairman Stoker

HEARING ON SB 340

Opening Statement by Sponsor:

01:58:47 Sen. Jesse Laslovich (D), SD 43, opened the hearing on
SB 340, Revise emancipation laws.

02:03:13 Chairman Stoker

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

02:04:04 Sen. Laslovich

02:04:21 Chairman Stoker

02:06:58 Rep. Peterson

02:07:38 Chairman Stoker

ADJOURNMENT

02:08:05 Adjournment

Jennifer Eck, Secretary

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Additional Documents:

EXHIBIT ([juh52aad.pdf](#))